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IMAGE 1647

PTO/SB/21 (6-99)

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				Application Number	er		10/006,768	
TRANSMITTAL				Filing Date			DECEMBER 6, 2001	
FORM				First Named Inven	tor	KEVIN P. BAKER		
(to be used for all correspondence after initial filing)				Group/Art Unit			1647	
				Examiner Name			KAPUST, RACHEL B.	
Total Number of Pages in This Submission			4	Attorney Docket N	umber		39780-2830 P1C10	
			ENCLOSU	RES (check all that app	oly)	-		
Fee Transmittal Form			Copy of an Assignment				After Allowance Communication to	
Fee Attached			Drawing(s)			Group Appeal Communication to Board of Appeals and Interferences		
AMENDMENT / RESPONSE (NOTICE OF NON-COMPLIANT AMENDMENT)			Licensing-related Papers				Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)	
After Final		Petition Routing Slip (PTO/SB/69) and Accompanying Petition				Proprietary Information •		
Version With Markings Showing Changes		Petition to Convert to a Provisional Application				Status Letter		
Affidavits/declaration(s)		Power of Attorney, by Assignee to Exclusion of Inventor Under 37 C.F.R.			ADDITIONAL ENCLOSURE(S) (PLEASE IDENTIFY BELOW):			
Extension of Time Request			§3.71 With Revocation of Prior Powers  Terminal Disclaimer				STAMPED RETURN POSTCARD	
Information Disclosure Statement		Small Entity Statement						
Certified Copy of Priority Document(s)			Request for Refund					
Response to Missing Parts/ Incomplete Application		Remarks						
Response to Missing Parts under 37 CFR 1.52 or 1.53		AUTHORIZATION TO CHARGE DEPOSIT ACCOUNT <u>08-1641</u> FOR ANY FEES DUE IN CONNECTION WITH THIS PAPER, REFERENCING ATTORNEY'S DOCKET NO. <u>39780-2830</u> <u>P1C10</u>						
Copy of	Notice							
	Lucu	· . · · · . · · · · · · · · · · · · · ·		PLICANT, ATTORNEY			- No. 54.49C)	
ndividual name	rm or HELLER EHRMAN WHITE & McAULIFFE LLP ANNA L. BARRY (Reg. No. 51;436)  dividual name 275 Middlefield Road, Mepto Park, California 94025 Telephone: (650) 324-7000 Facsimile: (650) 324-0638-77							
Signature		MS	My				JUN- JUN-	
Date	MAY 13, 2004		0	Customer Number: 354		489	EIV /JC	
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37 C.F.R. §1.10 on	the date		addressed to: MAI				Post Office to Addressee* service under Patents, PO Box 1450, Alexandria,	
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# MAY 1 3 2004 &

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:	) Examiner: Kapust, Rachel B.
Kevin P. BAKER, et al.	) Art Unit: 1647
Application Serial No. 10/006,768	) Confirmation No. 1346
Filed: December 6, 2001	) Attorney's Docket No. 39780-2830 P1C10
For: SECRETED AND TRANSMEMBRANE POLYPEPTIDES AND NUCLEIC ACIDS ENCODING THE SAME	) Customer No. 35489 ) )

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# RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

### MAIL STOP AMENDMENT

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

# Dear Sir:

The present Response in the above-identified patent application is filed in response to a Notice of Non-Compliant Amendment dated April 20, 2004, in which the Examiner noted that a complete listing of all claims were not present in our April 7, 2004 response to the Office Action dated January 21, 2004. In addition to listing all claims and their current status, Applicants corrected the presentation of the claims to meet the requirements as set forth in 37 CFR §1.121. Applicants respectfully request entry of the pending claims and consideration of the comments in the previous Response filed on April 7, 2004.